

IN THE UNITED STATE DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

STEVEN SHELTON,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No.: <u>2:07-cv-981-MHT</u>
	)	
DILLARD'S DEPARTMENT STORE,	)	
et al.,	)	
Defendant.	)	

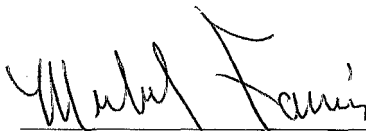
**DEFENDANT MICHAEL FARRIER'S RESPONSE TO ORDER**

COMES NOW the Defendant, Michael Farrier, and in response to the Order of this Court dated January 10, 2008, states as follows:

1. The Defendant Michael Farrier was (and currently is) employed by the Montgomery County Community Corrections, as a Probation Officer. I am a Reserve Montgomery County Deputy Sheriff At the exact time of the arrest, Defendant Farrier was working for Dillard's Department Store as a Store Security Officer.
2. As Store Security Officer for Dillard's Department Store I am vested with the authority to detain people I see stealing from the store. As a Probation Officer for Montgomery County Community Corrections, and a Reserve Montgomery County Deputy Sheriff, I am authorized to arrest persons who commit misdemeanor offenses in my presence and persons whom I have probable cause to believe have committed felonies offenses. I witnessed the Plaintiff leaving Dillard's with stolen property.
3. Attached are: Copies of my Alabama Police Officer Standards Training Certificate; Arrest Affidavit and supporting documents for Harassment Charges against the Plaintiff, and Arrest Affidavits and supporting documents for Theft of Property 2<sup>nd</sup>

degree.

Done this 24<sup>th</sup> day of January, 2008.



Michael Farrier, Defendant, Pro Se  
4031 Malabar Drive  
Montgomery, AL 36116

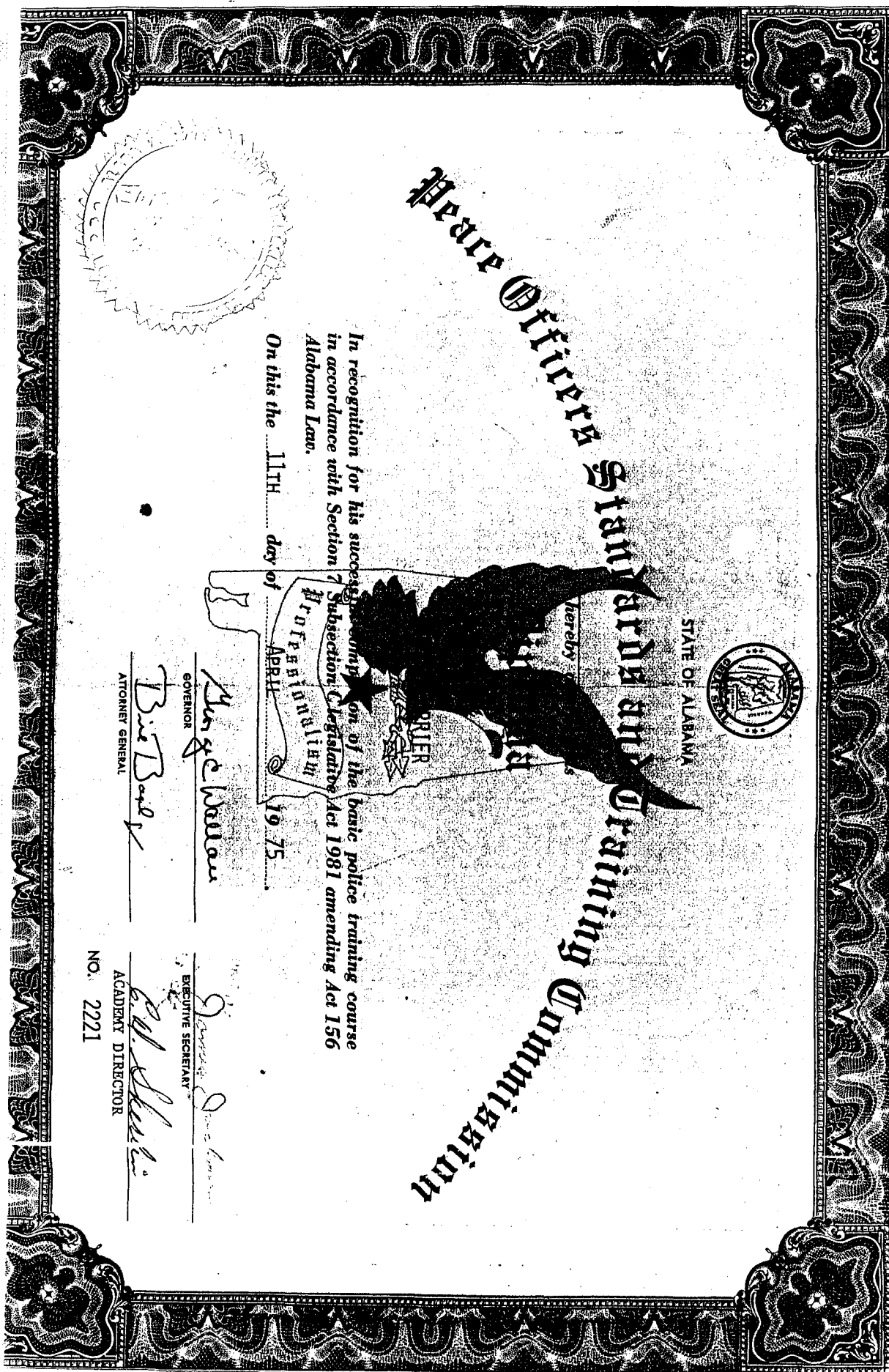
**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of the foregoing upon the Plaintiff Steven, Elmore County Jail, 8955 US Highway 231, Wetumpka, AL 36092 this 24<sup>th</sup> day of January, 2008.



Michael Farrier, Defendant, Pro Se  
4031 Malabar Drive  
Montgomery, AL 36116

This document prepared by:  
THOMAS J. AZAR, JR. (AZA006)  
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# Hear Officers Stanford and Draining Commission



STATE OF ALABAMA

hereby

In recognition for his successful completion of the basic police training course in accordance with Section 7 Subsection C, Legislative Act 1981 amending Act 156 Alabama Law.

On this the 11th day of April 1975

GOVERNOR

*George Wallace*

ATTORNEY GENERAL

*Bill Baxley*

EXECUTIVE SECRETARY

*James D. Harrison*

ACADEMY DIRECTOR

*Ed. H. Hester*

NO. 2221

State of Alabama  
Unified Judicial System**WARRANT OF ARREST**

(Felonies, Misdemeanors, or Violations)

Warrant Number  
2007F00750

Case Number

Form CR-58 (front)

Rev. 8/98

IN THE

DISTRICT

(Circuit, District, or Municipal)

COURT OF

MONTGOMERY

, ALABAMA

(Name of Municipality or County)

☒ STATE OF ALABAMA☐ MUNICIPALITY OF MONTGOMERY v.

STEVEN K SHELTON (000396207A)

Defendant (NWS Jacket Number)

**TO ANY LAW ENFORCEMENT OFFICER WITHIN THE STATE OF ALABAMA:**☒ Probable cause has been found on a Complaint filed in the court against (name or description of person to be arrested)

STEVEN K SHELTON

charging the offense of **THEFT OF PROPERTY, SECOND DEGREE**

as described in the Complaint.

☐ An indictment has been returned by the grand jury of this county against (name or description of person to be arrested)

charging the offense of

as described in the Complaint.

☒ **YOU ARE THEREFORE ORDERED** to arrest the person named or described above and bring that person before a judge or magistrate of this court to answer the charges against that person and have with you then and this Warrant of Arrest with your return thereon.

If a judge or magistrate of this court is unavailable, or if the arrest is made in another county, you shall then take the accused person before the nearest or most accessible judge or magistrate in the county of the arrest.

☒ You may release the accused person without taking the accused before a judge or magistrate:☒ If the accused person enters into a bond in the amount of \$ 10,000.00 with sufficient sureties approved by an authorized officer or by depositing cash or negotiable bonds in the amount with the court clerk.

--OR--

☒ If the accused person posts an appearance bond in the amount of \$ 10,000.00☐ On his or her personal recognizance.

Saturday, April 21, 2007 07:45 PM

Date

*Regina Watkins*  
Judge/Court Clerk/Magistrate/Warrant Clerk

Form CR-58 (back) Rev. 8/98

**WARRANT ARREST**  
(Felonies, Misdemeanors, or Violations)**CERTIFICATE OF EXECUTION**

I, the undersigned law enforcement officer, certify that I executed the foregoing **WARRANT OF ARREST** by arresting the accused person named (or described) therein at 2005 o'clock ☐ a.m. ☒ p.m. on the 21 day of April, 20 07 in MONTGOMERY COUNTY, ALABAMA.

After arrest, the accused person was:

☐ Released as authorized at \_\_\_\_\_ o'clock ☐ a.m. ☐ p.m., 20 \_\_\_\_

☐ Taken before ☐ Judge ☐ Magistrate at \_\_\_\_\_ o'clock ☐ a.m. ☐ p.m.

☒ Placed in jail at \_\_\_\_\_ o'clock ☐ a.m. ☒ p.m. April 21, 20 07
April 21, 2007  
Date

Det. C.A. Humphrey 1601/montgomery P.D.  
Signature/Title/Agency
**IDENTIFICATION OF ACCUSED PERSON**

Name of Accused Person <b>STEVEN K SHELTON</b>				Telephone Number <b>033-435-4446</b>				
Social Security Number <b>424-66-7937</b>		Drivers License Number & State <b>3174300 AL</b>		Date of Birth <b>12/08/1952</b>		Age	Race <b>B</b>	Sex <b>M</b>
Height <b>603</b>	Weight <b>230</b>	Hair <b>Black</b>	Eyes <b>Brown</b>	Complexion				
Address of Accused <b>4018 ARDMORE DR</b>				City <b>MONTGOMERY</b>		State <b>AL</b>	Zip Code <b>36105</b>	
Name of Employer						Telephone Number		
Address of Employer				City		State	Zip Code	

**WITNESSES**

Name	Address	Telephone Number
_____	_____	_____
_____	_____	_____
_____	_____	_____

**ACKNOWLEDGEMENT BY ACCUSED PERSON**
☐ I hereby acknowledge that at the time of my release from custody I was directed to appear in person before the court, as follows:

Place: \_\_\_\_\_

Date: \_\_\_\_\_, 20 \_\_\_\_

Time: \_\_\_\_\_ o'clock ☐ a.m. ☐ p.m., and as thereafter needed until discharged.
☐ I promise to appear as directed before the court, as follows:

Place: \_\_\_\_\_

Date: \_\_\_\_\_, 20 \_\_\_\_

Time: \_\_\_\_\_ o'clock ☐ a.m. ☐ p.m., and as thereafter needed until discharged.

Date \_\_\_\_\_

Signature of Accused Person \_\_\_\_\_

Case #

AFFIDAVIT

## DISTRICT COURT OF MONTGOMERY ALABAMA

2007F00750

INSTRUCTIONS: Complete the following information on OFFENSE/OFFENDER

Offense: THEFT OF PROPERTY 1<sup>ST</sup> DEGREE <sup>3rd CAU</sup>Defendant's Name: B/M Steven King Shelton D.O.B. 12/08/1952Defendant's SSN: 424-66-7937 Height: 6'03 Weight: 230Defendant's Address: 4018 Ardmore Dr. Montgomery, Al. 36105Date & Time of Offense: 04/21/07 between 1400-1430 hoursPlace of Occurance: 7310 Eastchase Pkwy. Montgomery, Al. 36117 (Dillard's)Person or Property Attacked: PropertyHow Attacked: StolenDamage Done or Property Attacked: Two Hart Schaffner Marx SuitsValue of Property: \$1,390.00

## Details of Offense:

The defendant did, knowingly obtain or exert control over two Hart Schaffner Marx Suits, the property of Dillard's, of the value of \$1,390.00, with the intent to deprive the owner of said property, in violation of 13A-8-3 of the Code of Alabama, against the peace and dignity of the State of Alabama.

## Additional Witness:

\*1) Det. C.A. Humphrey #1601, MPD, 334-241-2831

RECEIVED

APR 24 2007

DISTRICT COURT

I make this affidavit for the purpose of securing a warrant against the said B/M Steven King Shelton. I understand that I am instituting a criminal proceeding and cannot drop this case. I further understand that if any of the forgoing facts are untrue, I may, in addition to any other punishment provided by law, be taxed with court costs in this proceeding.

Sworn to and subscribed before me  
this 21st day of April 2007

Y. M. H. Y. M. H.  
Complainant

Regina Watkins

Judge - Clerk - Magistrate

## WITNESSES: (Name, Address, Telephone Number)

- 1) Michael Farrier, 7310 Eastchase Pkwy. Montgomery, Al. 36117, 334-538-0394
- 2) Reginald Early, 7310 Eastchase Pkwy. Montgomery, Al. 36117, 334-244-6442
- 3) Edrick Calhoun, 7310 Eastchase Pkwy. Montgomery, Al. 36117, 334-244-6442



State of Alabama  
Unified Judicial System**COMPLAINT**Warrant Number  
2007F00750

Case Number

Form CR-6

Rev. 8/98

(Felonies, Misdemeanors, or Violations -  
District or Municipal Court)IN THE DISTRICT COURT OF MONTGOMERY, ALABAMA  
(Circuit, District, or Municipal) (Name of Municipality or County)☒ STATE OF ALABAMA☐ MUNICIPALITY OF MONTGOMERY v.

STEVEN K SHELTON (000396207A)

Defendant (NWS Jacket Number)

Before me, the undersigned authority, personally appeared this day the undersigned complainant who, upon first being duly sworn, states on oath that he/she has probable cause for believing, and does believe that STEVEN K SHELTON

Defendant, whose name is otherwise unknown to the complainant, did, prior to the commencement of this action, on or about

04/21/2007 (date of occurrence) commit the offense of THEFT OF PROPERTY, SECOND DEGREE

within the

☒ County of MONTGOMERY☐ City/Town of \_\_\_\_\_ or in the police jurisdiction thereof, in that he/she did: (State specific facts here. Continue on a separate sheet of paper if needed.) (select as appropriate):(a) ☒ knowingly obtain or exert unauthorized control over the follow property, to wit: 2 HART SCHAFFNER MARX SUITSthe property of, to wit: DILLARDS, 7310 EASTCHASE PKWY, MONTGOMERY, AL 36117

and having a value in excess of \$500.00 dollars but not in excess of \$2,500.00 dollars, with the intent to deprive the owner of the said property;

(a) ☐ knowingly obtain, by deception, control over the follow property, to wit: \_\_\_\_\_

the property of, to wit: \_\_\_\_\_

and having a value in excess of \$500.00 dollars but not in excess of \$2,500.00 dollars, with the intent to deprive the owner of the said property;

(c) ☐ knowingly obtain or exert unauthorized control over a credit card or debit card, to wit: \_\_\_\_\_

the property of, to wit: \_\_\_\_\_

with the intent to deprive the owner of the said property;

(c) ☐ knowingly obtain by deception control over a credit card or debit card, to wit: \_\_\_\_\_

the property of, to wit: \_\_\_\_\_

with the intent to deprive the owner of the said property;

(d) ☐ knowingly obtain or exert unauthorized control over a firearm, rifle or shotgun, to wit: \_\_\_\_\_

the property of, to wit: \_\_\_\_\_

with the intent to deprive the owner of the said property;

(d) ☐ knowingly obtain by deception control over a firearm, rifle or shotgun, to wit: \_\_\_\_\_

the property of, to wit: \_\_\_\_\_

with the intent to deprive the owner of the said property;

(e) ☐ knowingly obtain or exert unauthorized control over a controlled substance, to wit: \_\_\_\_\_

the property of, to wit: \_\_\_\_\_

with the intent to deprive the owner of the said property;

(e) ☐ knowingly obtain by deception control over a controlled substance, to wit: \_\_\_\_\_

the property of, to wit: \_\_\_\_\_

with the intent to deprive the owner of the said property;

State of Alabama Unified Judicial System	<b>WARRANT OF ARREST</b> (Felonies, Misdemeanors, or Violations)	Warrant Number <b>2007DCM177</b>
Form CR-58 (front)	Rev. 8/98	Case Number

IN THE DISTRICT MUNICIPAL (AB) COURT OF MONTGOMERY, ALABAMA  
(Circuit, District, or Municipal) (Name of Municipality or County)

☒ STATE OF ALABAMA

☒ MUNICIPALITY OF MONTGOMERY v.

STEVEN K SHELTON (000396207A)

Defendant (NWS Jacket Number)

**TO ANY LAW ENFORCEMENT OFFICER WITHIN THE STATE OF ALABAMA:**

☒ Probable cause has been found on a Complaint filed in the court against (name or description of person to be arrested)

STEVEN K SHELTON

charging the offense of HARASSMENT

as described in the Complaint.

☐ An indictment has been returned by the grand jury of this county against (name or description of person to be arrested)

charging the offense of \_\_\_\_\_

as described in the Complaint.

☒ **YOU ARE THEREFORE ORDERED** to arrest the person named or described above and bring that person before a judge or magistrate of this court to answer the charges against that person and have with you then and this Warrant of Arrest with your return thereon. If a judge or magistrate of this court is unavailable, or if the arrest is made in another county, you shall then take the accused person before the nearest or most accessible judge or magistrate in the county of the arrest.

☒ You may release the accused person without taking the accused before a judge or magistrate:

☒ If the accused person enters into a bond in the amount of \$ 250.00 with sufficient sureties approved by an authorized officer or by depositing cash or negotiable bonds in the amount with the court clerk.

—OR—

☒ If the accused person posts an appearance bond in the amount of \$ 250.00

☐ On his or her personal recognizance.

Saturday, April 21, 2007 05:03 PM  
Date

**RECEIVED**  
Judge/Court Clerk/Magistrate/Warrant Clerk  
CLERK OF COURT



Form CR-58 (back) Rev. 8/98

**WARRANT OF ARREST**  
(Felonies, Misdemeanors, or Violations)**CERTIFICATE OF EXECUTION**

I, the undersigned law enforcement officer, certify that I executed the foregoing **WARRANT OF ARREST** by arresting the accused person named (or described) therein at 2005 o'clock ☐ a.m. ☒ p.m. on the 21 day of April, 2005 in MONTGOMERY COUNTY, ALABAMA.

After arrest, the accused person was:

☐ Released as authorized at \_\_\_\_\_ o'clock ☐ a.m. ☐ p.m., 20\_\_\_\_\_  
☒ Taken before ☐ Judge ☒ Magistrate at 2005 o'clock ☐ a.m. ☒ p.m.

Apr 21, 2005  
Date

Cpl. P. A. Tolson #1318  
Signature/Title/Agency

**IDENTIFICATION OF ACCUSED PERSON**

Name of Accused Person <b>STEVEN K SHELTON</b>				Telephone Number <b>033-435-4446</b>				
Social Security Number <b>424-66-7937</b>		Drivers License Number & State <b>3174300 AL</b>		Date of Birth <b>12/08/1952</b>		Age	Race <b>B</b>	Sex <b>M</b>
Height <b>603</b>	Weight <b>230</b>	Hair <b>Black</b>	Eyes <b>Brown</b>	Complexion				
Address of Accused <b>4018 ARDMORE DR</b>				City <b>MONTGOMERY</b>		State <b>AL</b>	Zip Code <b>36105</b>	
Name of Employer						Telephone Number		
Address of Employer				City		State	Zip Code	

**WITNESSES**

Name	Address	Telephone Number
_____	_____	_____
_____	_____	_____
_____	_____	_____

**ACKNOWLEDGEMENT BY ACCUSED PERSON**

☐ I hereby acknowledge that at the time of my release from custody I was directed to appear in person before the court, as follows:

Place: 320 NORTH RIPLEY STREET, MONTGOMERY, ALABAMA 36104-2722 (334) 241-2776

Date: \_\_\_\_\_, 20\_\_\_\_

Time: \_\_\_\_\_ o'clock ☐ a.m. ☐ p.m., and as thereafter needed until discharged.

☐ I promise to appear as directed before the court, as follows:

Place: 320 NORTH RIPLEY STREET, MONTGOMERY, ALABAMA 36104-2722 (334) 241-2776

Date: \_\_\_\_\_, 20\_\_\_\_

Time: \_\_\_\_\_ o'clock ☐ a.m. ☐ p.m., and as thereafter needed until discharged.

Date

Signature of Accused Person

State of Alabama  
Unified Judicial System**COMPLAINT**Warrant Number  
2007DCM177

Form CR-6

Rev. 8/98

(Felonies, Misdemeanors, or Violations -  
District or Municipal Court)

Case Number

IN THE

DISTRICT  
MUNICIPAL (Circuit, District, or Municipal)

COURT OF

MONTGOMERY

, ALABAMA

(Name of Municipality or County)

☒ STATE OF ALABAMA☒ MUNICIPALITY OF MONTGOMERY v.STEVEN K SHELTON (000396207A)

Defendant (NWS Jacket Number)

Before me, the undersigned authority, personally appeared this day the undersigned complainant who, upon first being duly sworn, states on oath that he/she has probable cause for believing, and does believe that STEVEN K SHELTONDefendant, whose name is otherwise unknown to the complainant, did, prior to the commencement of this action, on or about 04/21/2007 (date of occurrence) commit the offense of HARASSMENT

within the

☐ County of \_\_\_\_\_☒ City/Town of MONTGOMERY or in the police jurisdiction thereof, in that he/she did: (State specific facts here. Continue on a separate sheet of paper if needed.) with intent to harass, annoy, or alarm, or alarm another person, to wit:MICHAEL FARRIER (select as appropriate):☒ strike, shove, kick, or otherwise touch a person, to wit: MICHAEL FARRIER, or subject him/her to physical contact;☐ direct abusive or obscene language or make an obscene gesture, to wit: \_\_\_\_\_

toward another person, to wit: \_\_\_\_\_

☐ direct a threat, either verbal or non-verbal, to wit: \_\_\_\_\_

toward the said \_\_\_\_\_, a reasonable person and target of the threat, causing him/her to fear for their safety,

in violation of

☒ Section 13A-11-8(a)(1), Alabama Code 1975.☒ Municipal Ordinance Number 125-79 which embraces Section 13A-11-8(a)(1) Alabama Code 1975, previously adopted, effective and in force at the time the offense was committed.☐ Other \_\_\_\_\_

Sworn to and Subscribed before me this

21<sup>ST</sup> day ofAPRIL, 2007

Judge/Magistrate/Warrant Clerk

Complainant

7310 EASTCHASE PARKWAY MONTGOMERY, AL 36118  
Address334-244-6442

Telephone Number

Name

Address

Telephone Number

Additional Witnesses on Reverse Side.